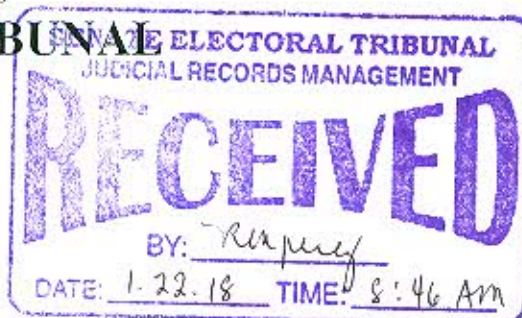




REPUBLIC OF THE PHILIPPINES
SENATE ELECTORAL TRIBUNAL



FRANCIS N. TOLENTINO,
Protestant,

- versus -

SET CASE NO. 001-16

LEILA M. DE LIMA,
Protestee.

X-----X

NOTICE OF RESOLUTION

SIR/MADAM:

Attached hereto is a copy of **Resolution No. 16-90** of the Executive Committee of the Senate Electoral Tribunal dated 17 January 2018 in the above-entitled case.

Please acknowledge receipt hereof.

Quezon City, 19 January 2018.

Very truly yours,

Valera
ATTY. CRISANTA V. VALERA
Acting Secretary of the Tribunal

Copy furnished:

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- SET LEGAL SERVICE
- SET CANVASS BOARD SERVICE
- SET INFORMATION AND COMMUNICATION SYSTEMS AND JUDICIAL RECORDS MANAGEMENT SERVICE
- SET HUMAN RESOURCES MANAGEMENT SERVICE



REPUBLIC OF THE PHILIPPINES
SENATE ELECTORAL TRIBUNAL
COA-NCR Bldg., Batasan Road, Quezon City

FRANCIS N. TOLENTINO,
Protestant,

SET Case No. 001-16

-versus-

LEILA M. DE LIMA,
Protestee.

X-----X

RESOLUTION NO. 16 - 90

Pursuant to Resolution No. 16-70 dated 18 October 2017 and Resolution No. 16-78, dated 06 November 2017, the photocopying of objected and claimed ballots and other elections documents commenced on 04 December 2017.

In the aforesaid resolutions, the parties were required to provide one (1) photocopying machine each and ensure that the same must be in good working condition every day from the start of photocopying until completion.

It was observed that in the afternoon of 29 December 2017, the photocopier of Protestant Tolentino ran out of toner. Protestant Tolentino was able to replace the empty toner cartridge only on 08 January 2018.

In view thereof, Protestant Tolentino is deemed to have waived his right to photocopy the ballots claimed and/or objected to by his party revisors as well as the other election documents contained in the ballot boxes which were opened for photocopying from 29 December 2017 up to 05 January 2018. The negligence on the part of a party shall not be allowed to delay the activity.

Further, a review of the records would show that the revisors of Protestant Tolentino had registered more objections than the revisors of Protestee de Lima. This being the case, the number of ballots to be photocopied for the Protestant is considerably more than the ballots to be photocopied for the Protestee.

In order to hasten the photocopying activity, Protestant Tolentino must provide an additional photocopying machine with a corresponding increase in the number of representatives who will man the copier.

The actual photocopying activity shall start not later than 8:30 in the morning. The absence of a representative to man the party's copier shall be deemed a waiver of the right to photocopy the ballots claimed and/or objected to by party concerned, as well as the other election documents contained in the ballot boxes which were opened for photocopying during the said period of absence.

ACCORDINGLY, the Executive Committee of the Tribunal Resolves to:

1. **REQUIRE** Protestant Tolentino to **PROVIDE** one (1) additional photocopying machine and ensure that the same must be in good working condition every day until completion of the photocopying activity; and **SUBMIT** the names and "1 x 1" ID pictures of his representatives who will man/operate the photocopying machine, both within two (2) days from receipt of this Resolution;
2. **DECLARE** that Protestant Tolentino is deemed to have waived his right to photocopy the ballots claimed and/or objected to by his party revisors as well as the other election documents contained in the ballot boxes which were opened for photocopying from 29 December 2017 up to 05 January 2018; and
3. **ORDER** that the actual photocopying activity shall start not later than 8:30 in the morning. The absence of a representative to operate the party's copier shall be deemed a waiver of the right to photocopy the ballots claimed and/or objected to by party concerned as well as the other election documents contained in the ballot boxes which were opened for photocopying during the said period of absence.

SO ORDERED.

17 January 2018.



ANTONIO T. CARPIO
Senior Associate Justice
Chairperson

Teresita Leonardo de Castro
TERESITA J. LEONARDO-DE CASTRO
Associate Justice
Member

Lucas R. Bersamin
LUCAS R. BERSAMIN
Associate Justice
Member